

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE:	§	
	§	
SKYPORT GLOBAL	§	CASE NO. 08-36737-H4-11
COMMUNICATIONS, INC.,	§	(Chapter 11)
Debtor	§	
	§	

JOANNE SCHERMERHORN, JOHN K. WAYMIRE, CHET	§	
GUTOWSKY, JOHN LLEWELLYN, JOSEPH A. LOPEZ,	§	
ROBERT FOOTE, BLF PARTNERS, LTD., ECAL PARTNERS,	§	
LTD., WHIZKID VENTURE, LLC, BELLA KRIEGER, MARTIN	§	
POLLAK, GLOSTER HOLDINGS, LLC, MELVYN REISER,	§	
BARRY KLEIN, CHESKEL KAHAN, JOHN A. REES, BRIAN W.	§	
HARLE, MICHAEL STEIN, LAWRENCE SOLOMON, TRACY	§	
ELSTEIN & DAVID TOGUT, JASON CHARLES TOGUT	§	
TRUST, BMT GRANTOR TRUST, LYNN JOYCE ELSTEIN	§	
TRUST, CHARLES STACK, JOSEPH BAKER, MOVADA, LTD.,	§	
PUDDY, LTD., DRACO CAPITAL, INC., EDWARD PASCAL,	§	
ROBERT MENDEL, STANLEY BERAZNIK, DON DUI, BEN	§	
ARIANO, 3791068 CANADA, INC., PETER TAYLOR, JOHN E.	§	
PANNETON, WAYNE C. FOX, DAVID CURRIE, BYRON	§	
MESSIER, DARSHAN KHURANA, MATEO NOVELLI, DIYA	§	
AL-SARRAJ, SEQUOIA AGGREESSIVE GROWTH FUND,	§	
LTD., SEQUOIA DIVERSIFIED GROWTH FUND, LTD., RIG III	§	
FUND, LTD., ARAN ASSET MANAGEMENT SA, SEMPER	§	
GESTION SA, and EOSPHOROS ASSET MANAGEMENT, INC.	§	
Plaintiffs	§	
	§	
vs.	§	ADVERSARY NO. 10-3150
CENTURYTEL, INC.	§	
(a/k/a CENTURYLINK), CLARENCE MARSHALL, R. STEWART	§	
EWING, JR., MICHAEL E. MASLOWSKI,	§	
HARVEY P. PERRY, ROBERT KUBBERNUS, BALATON GROUP,	§	
INC., BANKTON FINANCIAL CORPORATION, BANKTON	§	
FINANCIAL CORPORATION, LLC, CLEARSKY MANAGEMENT,	§	
INC., WILSON VUKELICH, LLP and CLEARSKY INVESTMENTS,	§	
LP	§	
Defendants	§	
	§	

ORDER GRANTING MOTION TO REMAND

ON CONSIDERATON OF the Motion to Remand, Or, Alternatively, to Abstain, and for Sanctions (“Motion to Dismiss”) filed by Plaintiffs, any responses thereto, and the argument of counsel, if any, the Court is of the opinion that the motion is well-taken. It is therefore:

ORDERED that the Motion to Remand is GRANTED and this Proceeding Is REMANDED to the 113th District Court, Harris County, Texas because the claims are direct claims arising under Texas State law and not released by the previous bankruptcy proceeding. It is further

ORDERED that a hearing on sanctions against Plaintiffs is scheduled for _____, 2010, at _____ .M. The Court may take evidence and hear argument as needed.

Dated:

HONORABLE JEFF BOHM
UNITED STATES BANKRUPTCY JUDGE